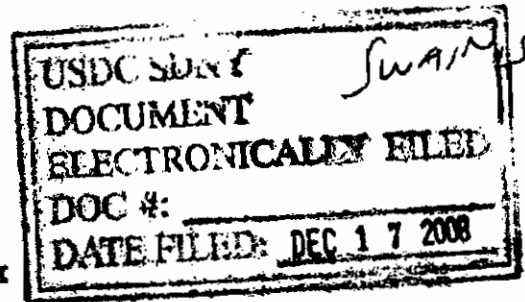


UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK



TOM OGNIBENE, *et al.*,

*Plaintiffs,*

-against-

C.A. No. 08 CV 01335 (LTS) (TDK)

PARKES, *et al.*,

*Defendants.*

STIPULATION OF DISMISSAL OF PLAINTIFF MICHELE RUSSO

IT IS HEREBY STIPULATED, by and between counsel for the parties, that MICHELE RUSSO, is hereby dismissed as a plaintiff pursuant to Fed.R.Civ.P. Rule 41(a)(1)(A)(ii).

Dated: New York, New York  
December 12, 2008

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